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June 22, 2011

Via ECF

The Honorable Denis R. Hurley
United States District Judge
Eastern District of New York
U.S. Courthouse and Federal Building, 934
Central Islip, New York 11722

Re: United States v. Cosmo,
Criminal No. 09-255 (DRH)

Dear Judge Hurley:

We represent Nicholas Cosmo who is scheduled to be sentenced on July 15, 2011 and request an adjournment of sentence until October 14, 2011 at 10:30 AM.

We are informed that Mr. Cosmo's PSR will soon be disclosed. Mr. Cosmo is incarcerated in Queens and we require a period to review, consider and respond to what we believe will be a detailed submission concerning Mr. Cosmo's offense conduct. We note the 35-day advance PSR disclosure requirement of Rule 32(e)(3) in seeking this adjournment.

We have communicated with the Court's Deputy and have been informed that October 14, 2011 at 10:30 AM is an available date and time for Mr. Cosmo's sentencing.

Respectfully,

LEVITT & KAIZER
Attorneys for Nicholas Cosmo

By:


Nicholas Kaiser

cc: AUSA Demetri Jones
USPO Holly S. Kaplan